

any extra session that may be called within one day (1) after the adjournment of the Regular or any Called Session.

The resolution was read second time and was adopted.

RECESS.

On motion of Mr. Hardy, the House, at 6:10 o'clock p. m., took recess to 10:30 o'clock a. m. tomorrow.

SECOND DAY.

(Continued.)

(Friday, January 16, 1931.)

The House met at 10:30 o'clock a. m., and was called to order by Speaker Minor.

EMPLOYES ANNOUNCED.

The Speaker announced the appointment of the following employes:

Parliamentarian, Oveta Culp.

Secretary to the Speaker, Maude Nowlin.

Porter, Joe Kimble.

Secretary to Chief Clerk, Madge Baker.

Clerk to Chief Clerk, James Wiginton.

Assistant to Journal Clerk, Gussie Harold Evans.

Assistant to Calendar Clerk, Burck Smith.

Assistant to Sergeant-at-Arms, John Eaves.

Bill Clerk, Ross DeMauri Terry.

Mailing Clerk, Miss Lucy Read.

Warrant Clerk, Mrs. Susie Rudasill.

Superintendent of Stenographers, Mrs. Norine Crosby.

Superintendent of the House, Mrs. W. M. Dickinson.

Secretary to Mr. Van Zandt, Mrs. Olan Van Zandt.

Secretary to Mr. Alsup, Milton Jordan.

Mimeograph Clerk, George Black.

Record Clerk, S. M. Ramsey, Jr.

Bookkeeper to Sergeant-at-Arms, J. T. Hamilton.

Storekeeper, Billy Davis.

Clerk to Sergeant-at-Arms, Jesse Hellums.

Operator for voting machine, Lawrence Ledbetter.

Assistant operator for voting machine, A. M. Gribble.

STENOGRAPHERS APPOINTED.

The Speaker announced the appointment of House stenographers as set out in the following report:

January 16, 1931.

Hon. Fred H. Minor, Speaker, House of Representatives, Austin, Texas.

Sir: We, your committee appointed to consider the applications and make recommendations as to the appointment of stenographers for the Forty-second Legislature, beg to advise that we have carefully examined one hundred fifty (150) applicants as to their proficiency, qualifications, etc., beg leave to make the following recommendations:

Helen Moore, Bell county.

Mabel Kreiling, Kaufman county.

Vivian Alderdice, Tom Green county.

Alice Sellers, Polk county.

Bess Elkins, Travis county.

Gertrude Tucker, Brazos county.

Annie McWilliams, Navarro county.

Thetis Patterson, Dallas county.

Bertha Johnson, Travis county.

Calvin Aldrich, Houston county.

Gladys DeBerry, Anderson county.

Rebecca Harlan, Jones county.

Mamie O'Neal, Tarrant county.

Edna Stone, Lamar county.

Ruth Scott, Travis county.

Fannie Moore, Limestone county.

Lila Smith, Lampasas county.

Louise Thomas, Tarrant county.

Ellen Marshall, Hidalgo county.

Mildred Pinckney, Travis county.

Florence Rogers, Ector county.

Mae Witherspoon, Dallas county.

Ruby Turpin, Coryell county.

Edna Sherman, Travis county.

Lula J. Austin, Webb county.

Effie Redmond, Stephens county.

Mrs. E. J. Couch, Llano county.

Arlene Wilson, Travis county.

Jo McCarty, Coleman county.

Lorna Hatch, McLennan county.

Lodusky Reynolds, Grayson county.

Ruth Hey, Mason county.

Marguerite Wilson, Travis county.

Lois Johnson, Walker county.

Mabelle Harn, Travis county.

Respectfully submitted,

SANDERS,

METCALFE,

BOND,

JOHNSON of Dimmit,

HARDY,

MURPHY,

BECK,

McCOMBS,

DANIEL.

TYPISTS APPOINTED.

The Speaker announced the appointment of typists as set out in the following report:

January 16, 1931.

Hon. Fred H. Minor, Speaker of the House of Representatives, Austin, Texas.

Sir: We, your committee appointed to consider the applications and make recommendations as to the appointment of employees for Engrossing and Enrolling Rooms and typists for the Forty-second Legislature, beg to advise that we have carefully considered about ninety-five (95) applicants as to their proficiency, qualifications, etc., and beg leave to make the following recommendations:

Tilden Childs, Dorothy Sullivan, Francis Craighead, Helen Bradshaw, Eunice Harris, Fred Marie Peyton, Rowena Brown, Horace Parrish, Alpha Peyton, Ima Williams, Mamie Bridwell, Jo McGrady, Myrtle Owens, Melissa Castle, Nannie Jamison, Lillian Johnson, Belle Legan, Gloria Wheat.

Respectfully submitted,

SANDERS,
METCALFE,
BOND,
JOHNSON of Dimmit,
HARDY,
MURPHY,
BECK,
MCCOMBS,
DANIEL.

PAGES APPOINTED.

The Speaker announced the appointment of the following pages:

Howard Dies, Harris county.
Ernest Elam, Travis county.
Marvin Henson, McLennan county.
Julian Hughes, Hardeman county.
Ben King, Travis county.
George Crim Croft, Harrison county.
Willard Strode, Montgomery county.
W. H. Hilton, Dallas county.
Ray Saunders, Brown county.
Fred Ward, Stephens county.
Marion Wheeler, Travis county.
Glenn Nelson, Tarrant county.
C. N. Root, Angelina county.
Bill Bass, Wise county.
Frank Potter, Tarrant county.
James Keltner, Travis county.
John Lee Smith, Throckmorton county.
Charles Cannon, Grayson county.

Omer Jordan, Williamson county.
Gates Steen, Karnes county.
Henry Rogers, Travis county.
Wesley Morris, Tyler county.
Vernon Guffy, Atascosa county.

PORTERS APPOINTED.

The Speaker announced the appointment of the following porters:

George W. Hunt, head porter; John A. White, Madison Dabney, M. T. Piper, Lewis Gilbert, Henry Moore, Tom Kinchon, Joe E. Johnson, Isaiah Smith, R. D. Gilmore, Rufus Pope, Henry Blair.

HOUSE BILLS ON FIRST READING.

The following House bills, introduced today, were laid before the House, read severally first time, and referred to the appropriate committees, as follows:

By Mr. Bradley:

H. B. No. 2, A bill to be entitled "An Act relating to the licensing of motor vehicle operators and chauffeurs and to the liability of certain persons for negligence in the operation of motor vehicles on the public highways; providing for issuance of licenses, etc., and declaring an emergency."

Referred to Committee on Highways and Motor Traffic.

By Mr. Keller:

H. B. No. 3, A bill to be entitled "An Act relating to the licensing of motor vehicle operators and chauffeurs and to the liability of certain persons for negligence in the operation of motor vehicles on the public highways; providing for issuance of licenses, revocation thereof, forbidding driving by persons without license; providing penalties, appropriations and things incidental; providing for fees to be paid, and declaring an emergency."

Referred to Committee on Highways and Motor Traffic.

By Mr. Keller:

H. B. No. 4, A bill to be entitled "An Act amending Chapter 10 of the Acts of the Second Called Session of the Forty-first Legislature, relating to the powers and duties of the State Board of Education, and declaring an emergency."

Referred to Committee on Education.

By Mr. Keller:

H. B. No. 5, A bill to be entitled "An Act amending Section 2, Article 760, of the 1925 Code of Criminal Procedure of the State of Texas, so as to permit the statement of facts in a misdemeanor case to accompany the transcript instead of being copied therein, and declaring an emergency."

Referred to Committee on Criminal Jurisprudence.

By Mr. Duvall and Mr. Reader:

H. B. No. 6, A bill to be entitled "An Act further regulating the practice of medicine within this State; requiring the payment of annual registration fee by all persons lawfully qualified and engaged in the practice of medicine, and conferring certain powers on the Texas State Board of Medical Examiners, etc., and declaring an emergency."

Referred to Committee on Public Health.

By Mr. Duvall and Mr. Reader:

H. B. No. 7, A bill to be entitled "An Act regulating the practice of medicine; amending Article 4495 of the Revised Civil Statutes of 1925 so as to provide for the Texas State Board of Medical Examiners and for the appointment of the members of said board, etc., and declaring an emergency."

Referred to Committee on Public Health.

By Mr. Pope:

H. B. No. 8, A bill to be entitled "An Act providing that it shall be unlawful for any officer or employee of this State or any other person to build, construct, erect, or maintain any building, structure, memorial, or monument within the inclosure around the capitol grounds in the city of Austin without the authority theretofore given by statute by the Legislature of the State of Texas and prescribing a penalty, and declaring an emergency."

Referred to Committee on State Affairs.

By Mr. Savage:

H. B. No. 9, A bill to be entitled "An Act defining fraternal benefit societies; providing a lodge system and requiring a representative form of government; prescribing the qualifications of membership therein, and granting members right to designate

their own beneficiaries, etc., and declaring an emergency."

Referred to Committee on Insurance.

By Mr. Savage:

H. B. No. 10, A bill to be entitled "An Act amending Article 3891 as amended by House bill No. 9, Chapter 20, of the Fourth Called Session of the Forty-first Legislature; repealing all provisions of law in conflict with this act, etc., and declaring an emergency."

Referred to Judiciary Committee.

By Mr. Savage:

H. B. No. 11, A bill to be entitled "An Act amending Articles 2999 and 3024 of Title 50, Chapter 8, of the Revised Civil Statutes of the State of Texas of 1925; providing for preliminary arrangements at polls, loitering, and electioneering near polls on election day, and declaring an emergency."

Referred to Committee on Privileges, Suffrage and Elections.

By Mr. Savage:

H. B. No. 12, A bill to be entitled "An Act to amend Section 33 of Senate bill No. 111 of Chapter 61 of the Second Called Session of the Forty-first Legislature; providing qualifications and prerequisites for directors of building and loan associations, based on the assets, and the amount paid in on the shares held, and declaring an emergency."

Referred to Committee on Insurance.

By Mr. Fuchs, Mr. Johnson of Dimmit and Mr. Giles:

H. B. No. 13, A bill to be entitled "An Act to encourage and aid in the conservation of soil fertility in the counties of Texas, and to maintain the productiveness of agricultural lands for the production of essential foods and commercial crops upon which the public well-being depends, etc., and declaring an emergency."

Referred to Committee on Agriculture.

By Mr. Terrell of Cherokee:

H. B. No. 14, A bill to be entitled "An Act to fix the time of meeting of the Regular Session of the Legislature of Texas; prescribing the compensation of members of the Legislature, reducing the mileage, forfeiting the per diem for non-attendance; prescribing procedure of the Legislature

during the Regular Session, enacting other provisions essential to the purposes of this act, and declaring an emergency."

Referred to Committee on Appropriations.

By Mr. Hubbard and Mr. Metcalfe:

H. B. No. 15, A bill to be entitled "An Act to amend subdivision 49 of Article 1302, Revised Statutes of 1925, so as to authorize corporations organized thereunder, either by original charter or by amendment to existing charter, to also act as trustee under any lawful express trust committed to them by will, and to act as guardian and/or executor under the terms of any will, and declaring an emergency."

Referred to Committee on Municipal and Private Corporations.

By Mr. Hatchitt, Mr. Long and Mr. Walker:

H. B. No. 16, A bill to be entitled "An Act validating all proceedings heretofore had and taken to organize, create or establish any and all drainage districts within this State under the provisions of Title 128, Chapters 7 and 8 of the Revised Civil Statutes, 1925, to wit, Articles 8097 to 8197, both inclusive, of such Revised Civil Statutes, 1925, and validating and approving all orders heretofore made, and proceedings had by or before the commissioners courts of this State to so organize, create, or establish any and all such drainage districts aforesaid, etc., and declaring an emergency."

Referred to Committee on Conservation and Reclamation.

By Mr. Hatchitt, Mr. Long, and Mr. Walker:

H. B. No. 17, A bill to be entitled "An Act to provide for the nomination of directors of water improvement districts to serve under the provisions of Chapter 2, Title 128, of the Revised Civil Statutes of Texas, 1925, and to repeal all laws in conflict therewith."

Referred to Committee on Conservation and Reclamation.

By Mr. Hatchitt, Mr. Long, and Mr. Walker:

H. B. No. 18, A bill to be entitled "An Act to amend Chapter 36 of the Local and Special Laws of the Regular Session of the Thirty-first Legislature of the State of Texas, entitled "An Act to validate the Wichita Falls

Independent School District, in Wichita county, Texas," etc., and declaring an emergency."

Referred to Committee on School Districts.

By Mr. Moffett, Mr. Gilbert and others:

H. B. No. 20, A bill to be entitled "An Act amending Article 7336 of the Civil Statutes of Texas (Revision of 1925), providing a penalty on State and county taxes if not paid by the 31st day of January next succeeding the return of the assessment rolls of the county to the Comptroller; and providing for the collector of taxes to seize and levy upon and sell so much of the personal property belonging to the person whose taxes are delinquent as may be sufficient to pay his taxes together with the ten per cent penalty, interest and all costs accruing thereon, etc., and declaring an emergency."

Referred to Committee on Revenue and Taxation.

By Mr. Pope:

H. B. No. 21, A bill to be entitled "An Act to amend Article 4006, 1925 Revised Civil Statutes of Texas, relating to free passes, franks and transportation, by adding to said Article 4006, etc., and declaring an emergency."

Referred to Committee on Common Carriers.

By Mr. Pope and Mr. Cox of Lamar:

H. B. No. 22, A bill to be entitled "An Act to provide that at least one-half of all taxes levied for the State, county, common school districts, or any other defined political subdivision of the county upon an ad valorem basis for the year 1930 and every year thereafter shall become due on the first day of October of the year for which said taxes are levied and providing that if at least one-half of the taxes so levied shall not be paid on or before 31st day of January of the year after, for which said taxes are levied, one-half of the entire tax levied for the said year shall become delinquent after said January 31st, etc., and declaring an emergency."

Referred to Committee on Revenue and Taxation.

By Mr. Walker and Mr. Moffett:

H. B. No. 23, A bill to be entitled "An Act to amend subdivision 46 of Article 199, Title 8, of the Revised

Statutes of Texas, 1925, as same appears on pages 99 and 100 of Volume 1 of said Revised Statutes, so as to change the time and terms of holding the terms of district court in Wilbarger, Hardeman and Foard counties, constituting the Forty-sixth Judicial District of Texas, etc., and declaring an emergency."

Referred to Committee on Judicial Districts.

By Mr. Harman, Mr. Stephens, Mr. Tarwater, Mr. Goodman, Mr. Elliott, Mr. Adams, Mr. Ramsey, Mr. Jones and Mr. Vaughan:

H. B. No. 24, A bill to be entitled "An Act to amend Article 701 of Chapter 1, Title 22, of the Revised Civil Statutes of the State of Texas of 1925; to provide that only property taxpaying voters, who pay a property tax, can vote in bond elections; providing that at least two-thirds of those voting in a bond election must approve the issuance of bonds; repealing all laws in conflict with this act, and declaring an emergency."

Referred to Committee on Privileges, Suffrage and Elections.

By Mr. Terrell of Cherokee:

H. B. No. 25, A bill to be entitled "An Act to authorize the Board of Regents of the University of Texas to invest the permanent funds of the University in certain interest-bearing securities; to enable the University to receive the greatest possible amount of interest for the support and maintenance of the University and for the erection of permanent buildings; prescribing limitations, enacting other provisions for the protection of the permanent University funds, and declaring an emergency."

Referred to Committee on State Affairs.

By Mr. Terrell of Cherokee:

H. B. No. 26, A bill to be entitled "An Act relating to debts, warrants and bonds issued by or for counties and their political subdivisions; better regulating and restricting the same so as to prevent counties from anticipating future revenues thereof and creating excessive debts; prescribing no bonds or warrants shall be issued unless approved by a vote of the people, etc., and declaring an emergency."

Referred to Committee on State Affairs.

By Mr. Terrell of Cherokee:

H. B. No. 27, A bill to be entitled "An Act providing a means of assisting tenant farmers to acquire homes; providing for a fund to be raised from private donations to be known as the Tenant Farmer Foundation Fund, to be administered by a State Commission composed of the Governor, Commissioner of Agriculture, Commissioner of the General Land Office and certain other persons, said fund to be used to purchase land and sell same to tenant farmers on long time at a low rate of interest, etc., and declaring an emergency."

Referred to Committee on Agriculture.

By Mr. Terrell of Cherokee:

H. B. No. 28, A bill to be entitled "An Act to abolish the office of rural school supervisor in all counties of this State having a population of 37,000 to 37,800 according to the Federal Census of 1920 and a scholastic population of at least 10,000 as shown by the scholastic report of the school year 1927-28; and prohibiting school boards from employing school supervisors hereafter, etc., and declaring an emergency."

Referred to Committee on Education.

By Mr. Cox of Limestone:

H. B. No. 29, A bill to be entitled "An Act appropriating fifteen hundred dollars to be applied upon the purchase of a statue to be placed upon the Fort Parker Monument, when a like sum is raised by public subscription; appointing commissioners to purchase said statue and use said funds therefor, and to withdraw such appropriation upon their affidavits of the collection of such like sum by public subscription; providing for selection of successors, in case of necessity, of such commissioners, and declaring an emergency."

Referred to the Committee on Appropriations.

By Mr. Keller:

H. B. No. 30, A bill to be entitled "An Act amending Article 604 of the 1925 Penal Code of the State of Texas, so as to make it mandatory that the court or judge thereof set down at hearing an allowance for the support of deserted wives and children, providing for incidentals thereto, and declaring an emergency."

Referred to Committee on Criminal Jurisprudence.

By Mr. Harman:

H. B. No. 31, A bill to be entitled "An Act amending Section 17, subdivision 3, of Article 7065n, House bill No. 6, Chapter 88, Second Called Session of Forty-first Legislature, providing for the application for refund when claimant purchases or acquires for use gasoline upon which a refund may be due, and declaring an emergency."

Referred to Committee on Highways and Motor Traffic.

EXTENDING SYMPATHY TO HON. LEONARD TILLOTSON.

Mrs. Moore offered the following resolution:

Whereas, Hon. Leonard Tillotson, an esteemed member of the House of Representatives over a long period of years, is very ill in a hospital in this city; therefore, be it

Resolved, That the Speaker be instructed to appoint a committee to carry flowers and convey the good wishes and sincere sympathy of this body to our beloved friend.

Signed—Mrs. Moore, Adams of Harris, Adams of Jasper, Adamson, Adkins, Akin, Alsup, Albritton, Anderson, Baker, Barron, Beck, Bedford, Bond, Bounds, Boyd, Bradley, Brice, Brooks, Bryant, Burns of Walker, Burns of McCulloch, Carpenter, Caven, Claunch, Coltrin, Coombes, Cox of Lamar, Cox of Limestone, Cunningham, Dale, Daniel, Davis, DeWolfe, Dodd, Donnell, Dowell, Dunlap, Duvall, Dwyer, Elliott, Engelhard, Farmer, Farrar, Ferguson, Finn, Fisher, Forbes, Ford, Fuchs, Gilbert, Giles, Goodman, Graves, Greathouse, Grogan, Hatchitt, Hanson, Hardy, Harman, Harrison of El Paso, Harrison of Waller, Hefley, Herzik, Hill, Hines, Holder, Holland, Holloway, Hoskins, Howsley, Hubbard, Hughes, Jackson, Jones of Shelby, Jones of Atascosa, Johnson of Dallam, Johnson of Dimmit, Johnson of Morris, Justiss, Kayton, Keller, Kennedy, Laird, Lassiter, Lee, Lemens, Leonard, Lilley, Lockhart, Long, McCombs, McDougald, Magee, McGill, McGregor, Martin, Mathis, Mehl, Metcalfe, Moffett, Morse, Munson, Murphy, Nicholson, Olsen, O'Quinn, Patterson, Petsch, Pope, Ramsey, Ratliff, Ray, Reader, Richardson, Rogers, Rountree, Sanders, Satterwhite, Savage, Scott, Shelton, Sherrill, Smith of Bastrop, Smith of Wood, Sparkman, Stephens, Stevenson, Steward, Strong,

Sullivant, Tarwater, Terrell of Cherokee, Terrell of Val Verde, Towery, Turner, Van Zandt, Vaughan, Veatch, Wagstaff, Walker, Warwick, Weinert, West of Coryell, West of Cameron, Westbrook, Wiggs, Wyatt, Young.

The resolution was read second time.

Mr. Patterson offered the following amendment to the resolution:

Amend the resolution by providing that the flowers shall be paid for out of the contingent expense fund.

The amendment was adopted.

On motion of Mr. Gilbert the names of all the members of the House were added to the resolution as signers thereof.

The resolution as amended was then adopted.

LEAVES OF ABSENCE GRANTED.

The following members were granted leaves of absence on account of important business:

Mr. Bedford for today, on motion of Mr. Satterwhite.

Mr. Adams of Harris for today, on motion of Mr. Morse.

Mr. Mathis for today, on motion of Mr. McDougald.

RELATIVE TO EMPLOYEES IN STATE DEPARTMENTS.

Mr. Cox of Lamar offered the following resolution:

Whereas, Many employees in the various State departments located in the city of Austin with regular and recurring persistency whenever the Legislature meets secure leave of absence from their regular positions and secure positions in the Legislature during its session; and

Whereas, Such habit and custom demoralizes the efficiency of such department and brings about a confusion therein by placing therein temporarily new untried and inexperienced employees; and

Whereas, Such custom and habit works an injustice to other men and women in Texas who are seeking positions in the Legislature and who are competent to fill such positions and who are in need of such employment; and

Whereas, Such custom and habit is pernicious and works to the injury and detriment not only of industrious and patriotic citizens, but to the welfare of this State; therefore, be it

Resolved, That it is the sense and purpose of this house that no person

who is now regularly employed in a permanent position in any department of the State government shall be appointed to any position in or by this House during the term of this, the Forty-second Legislature; and be it further

Resolved, That if any such employee secures a temporary leave of absence from any such department in which such employee is now employed for the purpose of securing and holding any position in either branch of the Legislature during the Forty-second term thereof, that such position so held by such employee in such State department shall be declared and held by the head of such department to be vacant and shall be immediately permanently filled by such head of such department. The employee who left such department temporarily to secure a position in this Legislature shall not again be appointed to fill the position which such employee left for a period of two years.

The resolution was read second time.

Mr. Laird offered the following amendment to the resolution:

Amend resolution by striking out the provision which provides that the places shall become vacant in the department where they have worked.

Mr. Farmer moved to table the amendment.

Yeas and nays were demanded, and the motion to table prevailed by the following vote:

Yeas—112.

Adams of Harris.	Cox of Lamar.
Adams of Jasper.	Cox of Limestone.
Adamson.	Cunningham.
Adkins.	Dale.
Akin.	Daniel.
Albritton.	Davis.
Alsup.	Dodd.
Baker.	Donnell.
Barron.	Dowell.
Beck.	Dunlap.
Bedford.	Duvall.
Bond.	Elliott.
Bounds.	Farmer.
Boyd.	Ferguson.
Bradley.	Finn.
Brice.	Ford.
Burns	Gilbert.
of McCulloch.	Giles.
Burns of Walker.	Goodman.
Carpenter.	Graves.
Caven.	Greathouse.
Claunch.	Grogan.
Coltrin.	Hanson.
Coombes.	Hardy.

Harman.	Olsen.
Harrison	O'Quinn.
of El Paso.	Patterson.
Hefley.	Ramsey.
Herzik.	Ray.
Hines.	Reader.
Holder.	Richardson.
Holloway.	Rogers.
Hubbard.	Rountree.
Jackson.	Satterwhite.
Johnson	Savage.
of Dallam.	Scott.
Johnson	Shelton.
of Dimmit.	Sherrill.
Jones of Atascosa.	Smith of Bastrop.
Justiss.	Sparkman.
Kayton.	Stephens.
Keller.	Stevenson.
Kennedy.	Steward.
Lasseter.	Strong.
Lee.	Sullivan.
Lemens.	Tarwater.
Leonard.	Terrell
Lilley.	of Val Verde.
Lockhart.	Towery.
Long.	Turner.
McCombs.	Vaughan.
McDougald.	Veatch.
McGill.	Wagstaff.
McGregor.	Walker.
Magee.	West of Coryell.
Mehl.	Wiggs.
Metcalf.	Wyatt.
Moffett.	Young.
Murphy.	

Nays—18.

Bryant.	Johnson of Morris.
DeWolfe.	Laird.
Engelhard.	Moore.
Farrar.	Munson.
Fisher.	Petsch.
Forbes.	Ratliff.
Hatchitt.	Terrell
Hill.	of Cherokee.
Howsley.	West of Cameron.
Hughes.	

Present—Not Voting.

Anderson.	Martin.
Dwyer.	Sanders.

Absent.

Brooks.	Morse.
Fuchs.	Nicholson.
Harrison	Pope.
of Waller.	Smith of Wood.
Holland.	Van Zandt.
Hoskins.	Warwick.
Jones of Shelby.	Weinert.
Mathis.	Westbrook.

Question then recurring on the resolution, it was adopted.

PROVIDING FOR COMMITTEE TO SELECT PHOTOGRAPHER.

Mr. Patterson offered the following resolution:

Re it resolved, That the Speaker appoint a committee of five to select to the advantage of this House a photographer to make, frame and hang the picture of the Forty-second Legislature. And be it further

Resolved, That

1. The photographer doing the work must be a first-class photographer and able to do first-class work.

2. A uniform price must be agreed upon to be charged members for individual and miniature photographs.

The resolution was read second time and was adopted.

PROVIDING FOR APPOINTMENT OF COMMITTEE TO COUNT VOTES FOR GOVERNOR AND LIEUTENANT GOVERNOR.

The Speaker laid before the House, for consideration at this time,

S. C. R. No. 3, Providing for the appointment of a committee to count votes for Governor and Lieutenant Governor.

The resolution was read second time and was by unanimous consent laid on the table subject to call.

PROVIDING FOR JOINT RULES OF THE HOUSE AND SENATE.

The Speaker laid before the House, for consideration at this time, the following resolution:

S. C. R. No. 1, Providing for joint rules of the House and Senate.

Be it resolved by the Senate of Texas, the House of Representatives concurring, That the joint rules of the Senate and House adopted by the Forty-first Legislature be adopted as the joint rules of the Senate and House of the Forty-second Legislature until amended or changed by action of both the Senate and the House.

The resolution was read second time, and was referred by the Speaker to the Committee on Rules.

MESSAGE FROM THE SENATE.

Senate Chamber,
Austin, Texas, January 16, 1931.

Hon. Fred H. Minor, Speaker of the House of Representatives.

Sir: I am directed by the Senate to inform the House that the Senate has passed

H. B. No. 1, repealing Article 6818, Revised Civil Statutes of 1925.

H. B. No. 19, amending Article 6824, Revised Civil Statutes of 1925.

H. C. R. No. 6, relating to pay of members, officers and employes of the Forty-second Legislature.

Concurred in House amendments to S. B. No. 11, by following vote: Yeas 25, nays 0.

Respectfully,
BOB BARKER,
Secretary of the Senate.

RELATIVE TO ISSUANCE OF CERTAIN ROAD BONDS.

Mr. Sherrill offered the following resolution:

H. C. R. No. 3, Relative to issuance of certain road bonds.

Whereas, The sale of our agricultural and pasture lands has been, for the past few years, declining, until the tax burden upon the same has become a serious matter; and

Whereas, The facts show that a great part of this burden was caused by the issuance of road bonds that are now outstanding, amounting to a sum estimated at \$200,000,000; and

Whereas, These bonds were issued for the purpose of building roads for all the traveling public and to maintain the tax on land, further to pay out these bonds with the value of the land declining, is a discrimination against the land owner and same should be relieved by spreading the tax so all who use the roads would pay the debt; therefore, be it

Resolved by the House of Representatives, the Senate concurring, That the Speaker be authorized to appoint a committee of two members of the House, and the President of the Senate to appoint one member of the Senate, and that the State Auditor, together with all county auditors and county judges, shall co-operate and become a part of the committee; and that said committee shall gather, within the next thirty days, or as soon thereafter as possible, the following facts:

First: The amount of county-wide road bonds now outstanding issued by each county in Texas, also the amount of district road bonds issued in each county and now outstanding, the date of issuance of all road bonds, whether any county is delinquent on interest payments and the condition of the sinking fund of each bond issue in each county.

Second: The committee shall adopt such rules or methods as will show the amount of money derived from bond issues that was used in constructing designated State highways. The committee shall also ascertain and report the amount of outstanding warrants issued to build and maintain roads that are now designated highways, the condition of the sinking fund, and whether any interest is due and unpaid.

The purpose of this resolution is to ascertain the true facts regarding the amount of outstanding bonds and warrants used on highways that are now State highways, and to ascertain the condition of the sinking fund of each bond and warrant issue, and whether interest has been paid, in order that the Legislature can determine whether to appropriate a portion of the gasoline tax and the registration fees of automobiles in making the payment of interest on road bonds and warrants that are now outstanding, and to relieve land of this tax, and a report is requested, if possible to be made, within thirty days from the passage of this resolution.

In order to meet the expense in obtaining the information herein requested, the amount of \$5,000, or as much thereof as is necessary, is hereby appropriated out of the contingent expense fund, to be paid, two-thirds by the House and one-third by the Senate, upon the approval of the three members of the committee, or a majority of them.

Signed—Sherrill, Moffett, Brice.

The resolution was read second time.

On motion of Mr. Petsch, the resolution was referred to the Committee on Highways and Motor Traffic.

PROVIDING FOR DISPLAY OF CERTAIN COTTON BAGGING.

Mr. Giles offered the following resolution:

H. C. R. No. 5, Providing for display of certain cotton bagging.

Whereas, There exists an apparent surplus of five million bales of cotton for which the world's consumption finds no proper and immediate use; which surplus operates to a very great detriment to the cotton producers on account of depressing the market; and

Whereas, The substitution of cotton bagging manufactured of Ameri-

can grown products instead of the prevalent use of the jute bagging manufactured from an imported product entering our ports free of tariff, would provide for a new use of at least five hundred thousand bales annually of our own grown product, thus reducing each year the carry-over which is so detrimental to the market price of all the cotton grown in America; and

Whereas, The Commissioner of Agriculture, J. E. McDonald, has in his possession a bale of cotton wrapped in cotton bagging which he is very desirous of having this body, as well as the general public, view and inspect; therefore, be it

Resolved, That permission hereby be granted, subject to confirmation of the Board of Control, to Commissioner J. E. McDonald to have said bale of cotton placed at some suitable place in the rotunda of the Capitol where same can be viewed and examined by persons who may be interested.

Signed—Giles, Stephens, Sherrill, Weinert, Tarwater, Kennedy, Ray.

The resolution was read second time.

On motion of Mr. Forbes, the resolution was referred to the Committee on Agriculture.

RELATIVE TO DEFERRING PAYMENT OF CERTAIN TAXES.

Mr. Brooks offered the following resolution:

H. C. R. No. 7, To defer payment of certain taxes.

Whereas, The financial condition of the people of Texas has come to an alarming state owing to drought, crop conditions, non-employment and varied causes over which there was no control; and

Whereas, A great per cent of the people are unable to pay their taxes and in this case of the small taxpayer becoming delinquent in the payment of his taxes, the added penalties and interest often doubling the amount of taxes, which is an excessive burden being imposed upon the financially unable; and

Whereas, Another large percentage of the people will necessarily have to borrow the money to pay their taxes, which will take millions of dollars out of circulation that would otherwise go into various channels of commerce to relieve living conditions among the masses; and

Whereas, The State in its wisdom desires to relieve this burden for a time from the shoulders of its citizenry; therefore, be it

Resolved by the House of Representatives, the Senate concurring, That the time of payment of the 1930 State and county taxes be deferred to October 31, 1931, without interest or penalty.

The resolution was read second time.

Mr. Farmer raised a point of order on consideration of the resolution on the ground that it seeks to suspend the operation of an existing law.

The Speaker sustained the point of order.

ADOPTING MASCOT OF THE HOUSE.

Mr. Patterson offered the following resolution:

Whereas, We have with us today the proper persons for the office of mascots of the House of Representatives for the Forty-second Legislature; therefore be it

Resolved, That Neal Duvall, Jr., son of one of our distinguished members, and George C. Kemble, Jr., son of one of our former members, be, and they are hereby officially named by this House as mascots of the House of Representatives for the Forty-second Legislature of the State of Texas; and be it further

Resolved, That said mascots have their pictures made and placed with the members of the House in the official group of this body.

The resolution was read second time and was adopted.

COMMITTEE TO VISIT HON. LEONARD TILLOTSON.

The Speaker appointed the following committee to visit Mr. Tillotson:

Mrs. Moore, Messrs. Turner, Farrar, Johnson of Dimmit, Justiss and Hines.

RECESS.

On motion of Mr. Hardy, the House, at 12 o'clock m., took recess to 2 o'clock p. m. today.

AFTERNOON SESSION.

The House met at 2 o'clock p. m., and was called to order by the Speaker.

TO AMEND CERTAIN HOUSE RULE.

Mr. Petsch offered the following resolution:

Be it resolved by the House of Representatives, That Rule XXIX of the Temporary Rules of the House be amended by adding the following to the end of said rules:

"Provided, that during the first thirty days of the session any rule of the House not controlled by the Constitution may be amended by a majority vote."

The resolution was read second time, and was referred by the Speaker to the Committee on Rules.

ADDITIONAL HOUSE MASCOTS NAMED.

On motion of Mr. Finn, by unanimous consent Albert G. Walker, Jr., was named as a mascot of the House.

On motion of Mr. Anderson, by unanimous consent Lewis Hartung Kayton, Jr., was also named as a mascot of the House.

BILLS AND RESOLUTIONS SIGNED BY THE SPEAKER.

The Speaker signed, in the presence of the House, after giving due notice thereof and their captions had been read severally, the following enrolled bills and resolutions:

H. B. No. 1, "An Act repealing Article 6818 of the Revised Civil Statutes."

H. B. No. 19, "An Act amending Article 6824 of the Revised Civil Statutes of Texas of 1925, and declaring an emergency."

S. B. No. 11, "An Act fixing the per diem and mileage of members of the Legislature, and making an appropriation of the sum of two hundred thousand dollars (\$200,000), or so much thereof as may be necessary, payable out of the general revenue and not otherwise appropriated, to pay the mileage and per diem of members and to pay the salaries and per diem of officers and employees of the Forty-second Legislature of the State of Texas; providing for the approval of accounts, and declaring an emergency."

S. B. No. 12, "An Act making an appropriation of the sum of fifty thousand dollars (\$50,000), or so much thereof as may be necessary, out of the general revenue of the State of Texas, to pay the contingent

expenses of the Regular Session of the Forty-second Legislature of the State of Texas; providing how accounts may be approved, and declaring an emergency."

H. C. R. No. 1, Providing for counting the votes for Governor and Lieutenant Governor.

H. C. R. No. 6, Relative to pay of members of the Forty-second Legislature.

COMMITTEE CLERKS ANNOUNCED.

The Speaker announced the appointment of the following committee clerks as set out in the report:

Hon. Fred H. Minor, Speaker of the House of Representatives, Forty-second Legislature, Austin, Texas.

Honorable Sir: We, your committee appointed to examine applicants for committee clerkships, beg to report that we have performed this duty, and recommend the following:

1. John G. Ross, Liberty county, full time.
2. Arden Bailey, Madison county, full time.
3. Bryant Pierce, Dallas county, full time.
4. J. F. Townley, Midland county, full time.
5. Charles McDougald, Travis county, half time; R. A. Taylor, Harrison county, half time.
6. Fleming C. Waters, Eastland county, half time; Horace Walker, Marion county, half time.
7. Paul L. Hoagland, Dimmit county, half time; J. Ben Boston, Collingsworth county, half time.
8. R. W. Calvert, Navarro county, third time; O. L. Davis, Polk county, third time; Vernon Engberg, Brazoria county, third time.
9. Claude Fletcher, Bandera county, third time; Willard Shuart, Harris county, third time; Aaron H. Cole, Cherokee county, third time.
10. Thomas J. Birdwell, Bexar county, third time; Ross Welch, Sterling county, third time; Whitman, Taylor county, third time.
11. Eugene Worley, Wheeler county, third time; B. D. Sudderth, Fannin county, third time; W. D. Slay, Eastland county, third time.

12. Holloway, Montague county, third time; Henry Harbour, Brown county, third time; Charlie Wilson, Lee county, third time.

Respectfully submitted,

McGILL,
Chairman.
HOLDER,
WARWICK,
HUBBARD,
TURNER,
KELLER,
Committee.

ADJOURNMENT.

On motion of Mr. Anderson, the House, at 3:20 o'clock p. m., adjourned until 10:00 o'clock a. m. next Monday.

APPENDIX.

STANDING COMMITTEE REPORTS.

The following committee has today filed favorable reports on bills, as follows:

Appropriations: House bills Nos. 1 and 19; Senate bills Nos. 11 and 12.

REPORTS OF THE COMMITTEE ON ENGROSSED BILLS.

Committee Room,
Austin, Texas, January 16, 1931.

Hon. Fred H. Minor, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 1, A bill to be entitled "An Act amending Article 6818 of the Revised Civil Statutes of Texas of 1925, and declaring an emergency,"

Have carefully compared same and find it correctly engrossed.

JUSTISS, Chairman.

Committee Room,
Austin, Texas, January 16, 1931.

Hon. Fred H. Minor, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 19, A bill to be entitled "An Act amending Article 6824 of the Revised Civil Statutes of Texas of 1925, and declaring an emergency,"

Have carefully compared same and find it correctly engrossed.

JUSTISS, Chairman.

REPORTS OF THE COMMITTEE
ON ENROLLED BILLS.

Committee Room,
Austin, Texas, January 16, 1931.
Hon. Fred H. Minor, Speaker of the
House of Representatives.

Sir: Your Committee on Enrolled
Bills, to whom was referred

H. B. No. 1, "An Act repealing Ar-
ticle 6818 of the Revised Civil Stat-
utes of Texas of 1925, and declaring
an emergency."

Have carefully compared same and
find it correctly enrolled.

COX of Lamar, Chairman.

Committee Room,
Austin, Texas, January 16, 1931.
Hon. Fred H. Minor, Speaker of the
House of Representatives.

Sir: Your Committee on Enrolled
Bills, to whom was referred

H. B. No. 19, "An Act amending
Article 6824 of the Revised Civil Stat-
utes of Texas of 1925, and declaring
an emergency."

Have carefully compared same and
find it correctly enrolled.

COX of Lamar, Chairman.

Committee Room,
Austin, Texas, January 16, 1931.
Hon. Fred H. Minor, Speaker of the
House of Representatives.

Sir: Your Committee on Enrolled
Bills, to whom was referred

H. C. R. No. 6, Relative to mileage
and per diem of members.

Have carefully compared same and
find it correctly enrolled.

COX of Lamar, Chairman.

Committee Room,
Austin, Texas, January 16, 1931.
Hon. Fred H. Minor, Speaker of the
House of Representatives.

Sir: Your Committee on Enrolled
Bills, to whom was referred

H. C. R. No. 1, Providing for com-
mittee to count votes cast for Gov-
ernor and Lieutenant Governor.

Have carefully compared same and
find it correctly enrolled.

COX of Lamar, Chairman.

THIRD DAY.

(Monday, January 19, 1931.)

The House met at 10 o'clock a. m.,
pursuant to adjournment, and was
called to order by Speaker Minor.

The roll was called, and the fol-
lowing members were present:

Adams of Harris.	Hines.
Adams of Jasper.	Holder.
Adamson.	Holland.
Adkins.	Holloway.
Akin.	Hoskins.
Albritton.	Howsley.
Alsup.	Hubbard.
Anderson.	Hughes.
Baker.	Jackson.
Barron.	Johnson
Beck.	of Dallam.
Bedford.	Johnson
Bond.	of Dimmit.
Bounds.	Johnson of Morris.
Boyd.	Jones of Atascosa.
Bradley.	Jones of Shelby.
Brice.	Justiss.
Brooks.	Kayton.
Bryant.	Keller.
Burns	Kennedy.
of McCulloch.	Laird.
Burns of Walker.	Lasseter.
Carpenter.	Lee.
Caven.	Lemens.
Claunch.	Leonard.
Coltrin.	Lilley.
Coombes.	Lockhart.
Cox of Lamar.	Long.
Cox of Limestone.	McCombs.
Cunningham.	McDougald.
Dale.	McGill.
Daniel.	McGregor.
DeWolfe.	Magee.
Dodd.	Mathis.
Donnell.	Mehl.
Dowell.	Metcalfe.
Dunlap.	Moffett.
Duvall.	Moore.
Dwyer.	Morse.
Elliott.	Munson.
Engelhard.	Murphy.
Farmer.	Olsen.
Farrar.	O'Quinn.
Ferguson.	Patterson.
Finn.	Petsch.
Fisher.	Ramsey.
Forbes.	Ratliff.
Ford.	Ray.
Gilbert.	Reader.
Giles.	Richardson.
Goodman.	Rogers.
Graves.	Rountree.
Greathouse.	Sanders.
Grogan.	Satterwhite.
Hanson.	Savage.
Hardy.	Scott.
Harrison	Shelton.
of El Paso.	Sherrill.
Harrison	Smith of Bastrop.
of Waller.	Smith of Wood.
Hatchitt.	Sparkman.
Hefley.	Stephens.
Herzik.	Stevenson.
Hill.	Steward.